



DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. OSHA-2006-0040]

SGS North America, Inc.: Application for Expansion of Recognition

AGENCY: Occupational Safety and Health Administration (OSHA), Labor.

ACTION: Notice.

SUMMARY: In this notice, OSHA announces the application of SGS North America, Inc. for expansion of its scope of recognition as a Nationally Recognized Testing Laboratory (NRTL) and presents the Agency's preliminary finding to grant the application. Additionally, OSHA proposes incorporating one new test standard to the NRTL Program's list of appropriate test standards.

DATES: Submit comments, information, and documents in response to this notice, or requests for an extension of time to make a submission, on or before [INSERT DATE 15 DAYS AFTER PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Submit comments by any of the following methods:

1. Electronically: Submit comments and attachments electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal. Follow the instructions online for making electronic submissions.
2. Facsimile: If submissions, including attachments, are not longer than 10 pages, commenters may fax them to the OSHA Docket Office at (202) 693-1648.

3. Regular or express mail, hand delivery, or messenger (courier) service: Submit comments, requests, and any attachments to the OSHA Docket Office, Docket No. OSHA-2006-0040, Technical Data Center, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-2625, Washington, DC 20210; telephone: (202) 693-2350 (TTY number: (877) 889-5627). Note that security procedures may result in significant delays in receiving comments and other written materials by regular mail. Contact the OSHA Docket Office for information about security procedures concerning delivery of materials by express mail, hand delivery, or messenger service. The hours of operation for the OSHA Docket Office are 8:15 a.m. - 4:45 p.m., e.t.

4. Instructions: All submissions must include the Agency name and the OSHA docket number OSHA-2006-0040. OSHA places comments and other materials, including any personal information, in the public docket without revision, and these materials will be available online at <http://www.regulations.gov>. Therefore, the Agency cautions commenters about submitting statements they do not want made available to the public, or submitting comments that contain personal information (either about themselves or others) such as Social Security numbers, birth dates, and medical data.

5. Docket: To read or download submissions or other material in the docket, go to <http://www.regulations.gov> or the OSHA Docket Office at the address above. All documents in the docket are listed in the <http://www.regulations.gov> index; however, some information (e.g., copyrighted material) is not publicly available to read or download through the web site. All submissions, including copyrighted material, are available for inspection at the OSHA Docket Office. Contact the OSHA Docket Office for assistance in locating docket submissions.

6. Extension of comment period: Submit requests for an extension of the comment period on or before [INSERT DATE 15 DAYS AFTER PUBLICATION IN THE FEDERAL REGISTER] to the Office of Technical Programs and Coordination Activities, Directorate of Technical Support and Emergency Management, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-3655, Washington, DC 20210, or by fax to (202) 693-1644.

FOR FURTHER INFORMATION CONTACT: Information regarding this notice is available from the following sources:

Press inquiries: Contact Mr. Frank Meilinger, Director, OSHA Office of Communications, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-3647, Washington, DC 20210; telephone: (202) 693-1999; email: meilinger.francis2@dol.gov.

General and technical information: Contact Mr. Kevin Robinson, Director, Office of Technical Programs and Coordination Activities, Directorate of Technical Support and Emergency Management, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-3655, Washington, DC 20210; phone: (202) 693-2110 or email: robinson.kevin@dol.gov.

SUPPLEMENTARY INFORMATION:

I. Notice of the Application for Expansion

The Occupational Safety and Health Administration is providing notice that SGS North America, Inc. (SGS), is applying for expansion of its current recognition as an NRTL. SGS requests the addition of five (5) recognized testing and certification sites, and fourteen (14) additional test standards to its NRTL scope of recognition.

OSHA recognition of an NRTL signifies that the organization meets the requirements specified in Title 29, Code of Federal Regulations, Section 1910.7 (29 CFR 1910.7).

Recognition is an acknowledgment that the organization can perform independent safety testing and certification of the specific products covered within its scope of recognition and is not a delegation or grant of government authority. Recognition enables employers to use products approved by the NRTL to meet OSHA standards that require product testing and certification.

The Agency processes applications by an NRTL for initial recognition and for an expansion or renewal of this recognition, following requirements in Appendix A to 29 CFR 1910.7. This appendix requires that the Agency publish two notices in the Federal Register in processing an application. In the first notice, OSHA announces the application and provides its preliminary finding. In the second notice, the Agency provides its final decision on the application. These notices set forth the NRTL's scope of recognition or modifications of that scope. OSHA maintains an informational web page for each NRTL, including SGS, which details the NRTL's scope of recognition. These pages are available from the OSHA web site at <http://www.osha.gov/dts/otpc/nrtl/index.html>.

Each NRTL's scope of recognition has three elements: (1) the type of products the NRTL may test, with each type specified by its applicable test standard; (2) the recognized site(s) that has/have the technical capability to perform the product testing and product-certification activities for test standards within the NRTL's scope; and (3) the supplemental program(s) that the NRTL may use. Each of these elements allows the

NRTL to rely on other parties to perform activities necessary for product testing and certification.

SGS currently has one facility (site) recognized by OSHA for product testing and certification, with its headquarters located at: SGS North America, Inc. 620 Old Peachtree Road, Suwanee, Georgia 30024. A complete list of SGS sites recognized by OSHA is available at <https://www.osha.gov/dts/otpc/nrtl/sgs.html>.

II. General Background on the Application

SGS submitted an application, dated October 1, 2014 (OSHA-2006-0040, Exhibit 15-1 SGS Expansion Application), to expand its recognition to include the addition of five recognized testing and certification sites located at: SGS-CSTC Standards Technical Services Co., Ltd. Guangzhou Branch, 198 Kezhu Road, Sciencetech Park Guangzhou Economic & Technology Development District, Guangzhou, Guangdong, China, 510663; SGS-CSTC Standards Technical Services Co., Ltd. Shunde Branch, 198 Kezhu Road, Sciencetech Park Building 1, European Industrial Park, No. 1, Shunde South Road, Wusha, Daliang, Shunde District, Foshan, Guangdong, China; SGS-CSTC Standards Technical Services Co., Ltd Ningbo Branch, 1-5/F., West of Building 4, Lingyun Industry Park, No. 1177, Lingyun Road, Ningbo National Hi-Tech Zone, Ningbo, Zhejiang, China; SGS-CSTC Standards Services Co., Ltd. Shenzhen Branch, No. 1 Workshop, M-10, Middle Section, Science & Technology Park, Nan Shan District, Shenzhen, China 518057; SGS-CSTC Standards Technical Services (Shanghai) Co., Ltd., No 588 West Jindu Road, Xinqiao Town, Songjiang District 201612, Shanghai, China. SGS's application also requested the addition of fourteen additional test standards to its scope of recognition. OSHA staff performed an on-site review of SGS's testing facilities on June 15, 2015 at SGS Shanghai, June 18, 2015 at SGS Ningbo, June 22, 2015 at SGS Shenzhen, June 24,

2015 at the two SGS Guangdong locations (Guangzhou and Shunde) in which the assessors found some nonconformances with the requirements of 29 CFR 1910.7. SGS addressed these issues sufficiently, and OSHA staff preliminarily determined that OSHA should grant the application.

Table 1 below lists the appropriate test standards found in SGS’s application for expansion for testing and certification of products under the NRTL Program. One of these test standards, UL 60335-2-24, is new to the NRTL Program, and OSHA preliminarily determined that it is an “appropriate test standard” within the meaning of 29 CFR 1910.7(c).

Table 1

Proposed List of Appropriate Test Standards for Inclusion in SGS’s NRTL

Scope of Recognition

Test Standard	Test Standard Title
UL 60745-2-18	Hand-Held Motor-Operated Electric Tools – Safety- Part 2-18: Particular Requirements for Strapping Tools
UL 60745-2-19	Hand-Held Motor-Operated Electric Tools – Safety – Part 2-19: Particular Requirements for Jointers
UL 60745-2-20	Hand-Held Motor-Operated Electric Tools – Safety – Part 2-20: Particular Requirements for Band Saws
UL 60745-2-21	Hand-Held Motor-Operated Electric Tools – Safety – Part 2-21: Particular Requirements for Drain Cleaners
UL 60745-2-22	Hand-Held Motor-Operated Electric Tools – Safety – Part 2-22: Particular Requirements for Cut-Off Machines
UL 60950-1	Information Technology Equipment Safety – Part 1: General Requirements
UL 60950-22	Information Technology Equipment Safety - Part 22: Equipment to be Installed Outdoors
UL 60335-2-24*	Safety Requirements for Household and Similar Electrical Appliances, Part 2: Refrigerating Appliances, Ice-Cream Appliances, and Ice-Makers
UL 60335-2-40	Safety of Household and Similar Electrical Appliances, Part 2: Particular Requirements for Electrical Heat Pumps, Air-Conditioners and Dehumidifiers
UL 60335-2-3	Standard for Safety of Household and Similar Electrical

Test Standard	Test Standard Title
	Appliances, Part 2: Particular Requirements for Electric Irons
UL 60335-2-8	Standard for Safety for Household and Similar Electrical Appliances, Part 2: Shaver, Hair Clipper and Similar Appliances
UL 1778	Uninterruptable Power Systems
UL 2089	Vehicle Battery Adapters
UL 1993	Self-Ballasted Lamps and Lamp Adapters

*Test standard new to the NRTL Program.

III. Preliminary Finding on the Application

1. SGS submitted an acceptable application for expansion of its scope of recognition. OSHA's review of the application file and its detailed on-site assessments indicate that SGS can meet the requirements prescribed by 29 CFR 1910.7 for expanding its recognition to include the addition of five sites and these fourteen test standards for NRTL testing and certification. This preliminary finding does not constitute an interim or temporary approval of SGS's application.

2. The UL 60335-2-24 standard is an appropriate test standard, and OSHA proposes to include this test standard in the NRTL Program's list of appropriate test standards.

OSHA welcomes public comment as to whether SGS meets the requirements of 29 CFR 1910.7 for expansion of its recognition as an NRTL. OSHA also seeks comments as to whether or not the UL 60335-2-24 test standard is an appropriate test standard under the NRTL Program. Comments should consist of pertinent written documents and exhibits. Commenters needing more time to comment must submit a request in writing, stating the reasons for the request. Commenters must submit the written request for an extension by the due date for comments. OSHA will limit any extension to 10 days unless the requester justifies a longer period. OSHA may deny a request for an extension if it is not adequately justified. To obtain or review copies of the exhibits identified in this notice, as well as comments submitted to the docket, contact the Docket Office,

Room N-2625, Occupational Safety and Health Administration, U.S. Department of Labor, at the above address. These materials also are available online at <http://www.regulations.gov> under Docket No. OSHA-2006-0040.

OSHA staff will review all comments to the docket submitted in a timely manner and, after addressing the issues raised by these comments, will recommend to the Assistant Secretary for Occupational Safety and Health whether to grant SGS's application for expansion of its scope of recognition. The Assistant Secretary will make the final decision on granting the application. In making this decision, the Assistant Secretary may undertake other proceedings prescribed in Appendix A to 29 CFR 1910.7.

OSHA will incorporate into its informational web pages the modifications OSHA decides to make to its current list of NRTL test standards, as well as any changes to an NRTL's scope of recognition. Access to these web pages is available at <http://www.osha.gov/dts/otpc/nrtl/index.html>.

OSHA will publish a public notice of this final decision in the Federal Register.

Authority and Signature

David Michaels, Ph.D., MPH, Assistant Secretary of Labor for Occupational Safety and Health, 200 Constitution Avenue, NW., Washington, DC 20210, authorized the preparation of this notice. Accordingly, the Agency is issuing this notice pursuant to 29 U.S.C. 657(g)(2), Secretary of Labor's Order No. 1-2012 (77 FR 3912, Jan. 25, 2012), and 29 CFR 1910.7.

Signed at Washington, DC, on October 6, 2015.

David Michaels,
Assistant Secretary of Labor for Occupational Safety and Health.

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